

## REMARKS

Applicant respectfully requests reconsideration of this application. Claims 46-67 are pending. Claims 46, 49, 50, 54, and 61 have been amended. Claims 48 and 67 have been cancelled. No claims have added. Therefore, claims 46 and 48-66 are now presented for examination.

### Allowable Subject Matter

Applicant thanks the Examiner for the Examiner's careful consideration of the application and the finding of allowable subject matter. **Claims 55-60** were found to be allowable. The Examiner indicated that **Claims 61-66** would be allowable if rewritten or amended to overcome the rejections under 35 U.S.C. § 112, second paragraph. **Claims 48, 49 and 54** were objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

The claims have been amended as follows:

**Claim 46** has been amended to incorporate the allowable subject matter of **claim 48**. The claims dependent on claim 46 have been previously presented and are allowable as being dependent on the allowable base claim. Of such claims, **claims 49 and 54** were specifically found to be allowable if presented in independent form. Such claims were previously dependent on claim 48, but have been amended to be dependent on claim 46, which now includes the subject matter of claim 48.

**Claims 55-60** are presented without any changes.

**Claim 61** has been amended as discussed below. **Claims 62-66** are presented without any change.

### **Claim Rejections under 35 U.S.C. § 112**

Claims 52 and 61-66 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to point out and distinctly claim the subject matter which applicant regards as the invention.

**Claim 52** was found to have insufficient antecedent basis for the phrases “the first drain bias circuit” and “the second drain bias circuit”. The incorporation of the allowable subject matter of claim 48 into claim 46 has addressed this issue, and it is submitted that, as the claims are amended, there is now sufficient antecedent basis for the provisions of claim 52.

**Claims 55-60** are presented without any changes.

**Claim 61** has been amended to change the phrase “reference input node” to “sense input node” in line 17 of the claim. Further, the article “a” has been added before “reference input node” in line 19. For clarification, the phrase “for the reference cell” has been added in line 19-20. **Claims 62-66** are dependent on claim 61 and are therefore allowable because they are dependent on the allowable base claim.

It is submitted that amendments presented herein fully address the rejections, and that the claims, as amended, are allowable under 35 U.S.C. 112.

### **35 U.S.C. §102 Rejection,**

#### **Miyamoto et al.**

The Examiner has rejected claims 46-47, 50-53 and 67 under 35 U.S.C. §102(b) as being anticipated over U.S. Patent No. 4,694,427 of Miyamoto et al. (hereinafter “Miyamoto”).

Without any concession regarding the rejection, **Claim 46** has been amended to incorporate the subject matter found to be allowable in claim 48. **Claims 47 and 50-53** thus are allowable because they are based on the allowable base claim. **Claim 67** has been cancelled without prejudice.

It is submitted that amendments presented herein fully address the rejections, and that the claims, as amended, are not anticipated by Miyamoto.

### **Conclusion**

Applicant respectfully submits that the rejections have been overcome by the amendment and remark, and that the claims as amended are now in condition for allowance. Accordingly, Applicant respectfully requests the rejections be withdrawn and the claims as amended be allowed.

**Invitation for a Telephone Interview**

The Examiner is requested to call the undersigned at (303) 740-1980 if there remains any issue with allowance of the case.

**Request for an Extension of Time**

The Applicant respectfully petitions for an extension of time to respond to the outstanding Office Action pursuant to 37 C.F.R. § 1.136(a) should one be necessary. Please charge our Deposit Account No. 09-0457 to cover the necessary fee under 37 C.F.R. § 1.17 for such an extension.

**Charge our Deposit Account**

Please charge any shortage to our Deposit Account No. 09-0457

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

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